

**To:** Phillips, Pam[[phillips.pam@epa.gov](mailto:phillips.pam@epa.gov)]  
**From:** Edlund, Carl  
**Sent:** Mon 8/17/2015 6:07:38 PM  
**Subject:** Fwd: Draft comments 8/16/2015-for DWB criteria

Sent from my iPad

Begin forwarded message:

**From:** "Garcia, David" <[Garcia.David@epa.gov](mailto:Garcia.David@epa.gov)>  
**Date:** August 17, 2015 at 10:15:39 AM MDT  
**To:** "Edlund, Carl" <[Edlund.Carl@epa.gov](mailto:Edlund.Carl@epa.gov)>, "Crossland, Ronnie" <[Crossland.Ronnie@epa.gov](mailto:Crossland.Ronnie@epa.gov)>  
**Cc:** "Webster, Susan" <[webster.susan@epa.gov](mailto:webster.susan@epa.gov)>, "Petersen, Chris" <[petersen.chris@epa.gov](mailto:petersen.chris@epa.gov)>, "Bernier, Roberto" <[bernier.roberto@epa.gov](mailto:bernier.roberto@epa.gov)>, "Restivo, Angela" <[Restivo.Angela@epa.gov](mailto:Restivo.Angela@epa.gov)>  
**Subject:** RE: Draft comments 8/16/2015-for DWB criteria

Carl/Ronnie,

Re. Warning System

The early warning system is intended more for DWS operators as opposed to NMED. I agree, we can always improve and provide a most efficient means to communicate. My understanding is the warning system would trigger operators to close their river water intakes when pollutant concentration or flow rates increase. Mark McCasland was going to ask DWS how intake operational procedures for storm or other events currently.

David F. Garcia

Deputy Director

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Protection Division

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**From:** Edlund, Carl

**Sent:** Monday, August 17, 2015 10:35 AM

**To:** Crossland, Ronnie

**Cc:** Webster, Susan; Petersen, Chris; Bernier, Roberto; Garcia, David; Restivo, Angela

**Subject:** Re: Draft comments 8/16/2015-for DWB criteria

Is it possible to separate short term (2 weeks or less) from long term (2 weeks +)? actions.

Sediment: If we did TCLP on sediment samples that we have already and find that it passes, wouldn't that resolve future concerns from storm events? Seems to me that future release events from Gold King or other sites would be a whole new thing and outside of this agreement.

Drinking water: in the next 2 weeks we should get results from the short holding time systems (Morningstar, others), if they test safe, wouldn't that mean that longer retention systems would test even safer? I do understand that NMED wants EPA to be accountable. What actions would be needed if the systems have Gold King contaminants.

Regarding warning systems: I can see that NM was embarrassed by lack of communication regarding the surge (so were we) and wants something to prevent that in the future. Not sure USGS/ river warning system would solve what is a communication problem. Would an intergovernmental agreement between NM, R-6, and R-8 on emergency communication be better?

Do we have a compilation of different funding mechanisms in place already that might be used for future actions? 106 grant, SDW grants, cooperative agreements with different stakeholders? We could invent new ones but existing would be better.

Does this help?

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On Aug 17, 2015, at 8:23 AM, Crossland, Ronnie <[Crossland.Ronnie@epa.gov](mailto:Crossland.Ronnie@epa.gov)> wrote:

Carl,

I agree that the 100 day timeframe seems like a long time. However, the biggest issue is associated with the sediment basins. It appears that NMED wants EPA to take responsibility for the disposal of all sediment from DW Systems for the foreseeable future. Both total and dissolved sample results indicate low levels of metals. In addition, NMED wants EPA to install some type of river warning system to warn operators of either storm events that might stir up sediment or in the event another mine has a release. We have sampled the sediment and it below screening levels. Monitoring for future events is outside the scope of this response. These issues need to be resolved at a higher level.

Ronnie

**From:** Edlund, Carl

**Sent:** Monday, August 17, 2015 8:41 AM

**To:** Webster, Susan

**Cc:** Petersen, Chris; Bernier, Roberto; Crossland, Ronnie

**Subject:** Re: Draft comments 8/16/2015-for DWB criteria

Thanks...largely good but I have a few questions: Short term seems pretty long (up to 100 days for water to go thru the system); we should be well past immediate Removal Action. Wouldn't this be part of long term response? Payment through a grant (Water grant to NMED?).

Sent from my iPad

On Aug 16, 2015, at 7:37 PM, Webster, Susan <[webster.susan@epa.gov](mailto:webster.susan@epa.gov)> wrote:

Draft tonight.

Sent from my iPhone

Begin forwarded message:

**From:** "Restivo, Angela" <[Restivo.Angela@epa.gov](mailto:Restivo.Angela@epa.gov)>  
**Date:** August 16, 2015 at 8:23:24 PM CDT  
**To:** "Garcia, David" <[Garcia.David@epa.gov](mailto:Garcia.David@epa.gov)>  
**Cc:** "Webster, Susan" <[webster.susan@epa.gov](mailto:webster.susan@epa.gov)>, "Smith, Monica" <[smith.monica@epa.gov](mailto:smith.monica@epa.gov)>, "Foster, Althea" <[Foster.Althea@epa.gov](mailto:Foster.Althea@epa.gov)>, "Ngo, Kim" <[Ngo.Kim@epa.gov](mailto:Ngo.Kim@epa.gov)>, "Loston, Anthony" <[Loston.Anthony@epa.gov](mailto:Loston.Anthony@epa.gov)>, "Crossland, Ronnie" <[Crossland.Ronnie@epa.gov](mailto:Crossland.Ronnie@epa.gov)>, "McCasland, Mark" <[McCasland.Mark@epa.gov](mailto:McCasland.Mark@epa.gov)>, "Martin, John" <[martin.john@epa.gov](mailto:martin.john@epa.gov)>  
**Subject:** Draft comments 8/16/2015-for DWB criteria

This is a draft version.

Angela Restivo

Compliance Officer

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<Gold King Mine Spill All Clear Criteria Draft comments8162015.docx>